IN THE HIGH COURT OF JUDICATURE AT BOMBAY

APPELLATE SIDE

CRIMINAL APPLICATION NO.7636 OF 2005

In

CRIMINAL APPEAL NO.731 OF 2005

Gopal Vasant Andherkar : Applicant

V/s.

The State of Maharashtra : Respondent

...

Mr.A.P.Mundargi with Mr.S.R.Mithare for the applicant.

Mrs.A.S.Pai, Addl. Public Prosecutor for the State.

...

CORAM : D.G.DESHPANDE & S.A.BOBDE,JJ.

DATE : JUNE 26, 2006.

P.C.

1. Heard Mr.Mundargi for the applicant-accused and the learned Addl. Public Prosecutor for the State.

2. This is an applciation for bail. The applicant has been convicted under section 302 of the Indian Penal Code for murdering his wife. They were married six months before the incident. The dying declaration was rcorded by the P.S.I. He was examined before the Court and so also the Doctor. The Doctor states that he was present when the dying declration was recorded. No infirmity, lacuna

or defect is brought to our notice which can be made the basis for granting bail. No case is made out.

3. This applciation for bail is rejected.

D.G. DESHPANDE, J.

S.A. BOBDE, J.